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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

10
11 RODNEY A. LANE,
12 Petitioner,
13 v.
14 NAVARRO,
15 Responder

Case No. 17-cv-03289-WHO (PR)

ORDER OF DISMISSAL

17 Petitioner Rodney Lane was ordered to show cause on or before September 15,
18 2017 why this habeas corpus action should not be dismissed as moot. (Dkt. No. 8.) He
19 has failed to file an appropriate response to that order and consequently this action will be
20 dismissed.

21 Lane filed this action to challenge his detention by Marin County, which
22 imprisoned him for allegedly violating his probation conditions. Since the filing of this
23 action, it appeared that Lane had been released from custody. Such a fact would moot his
24 habeas petition. A habeas petition challenging a revocation of parole or probation is moot
25 if the petitioner has completed the entire term of imprisonment underlying the revocation,
26 unless he can demonstrate that there are collateral consequences to the revocation
27 sufficient to satisfy the case or controversy requirement of Article III of the Constitution.
28 *Spencer v. Kemna*, 523 U.S. 1, 13-14 (1998). In consequence, the Court ordered Lane to

1 show cause why his habeas petition should not be dismissed.

2 Rather than answer the questions put to him in the order, Lane has filed several
3 incoherent and rambling letters containing extraordinary allegations. In these filings, he
4 speaks of a “murder squad R.I.C.O. conspiracy against me & my 4 underage children,” the
5 members of which have “repeatedly raped (violently) me and my children over at least a 5
6 year period dating back to 2012.” (Dkt. No. 13 at 1.) He also alleges this group “has
7 control of several emergency rooms that have attempted to murder me including doctors
8 hospital E.R. in Modesto,” as well as hospitals in Sacramento, Fresno, San Jose, and New
9 Mexico. (*Id.* at 2.) This “murder squad,” he alleges, is composed of police and sheriffs
10 from Las Vegas and many California counties, as well as other government actors. (*Id.* at
11 3.)

12 Whatever the merits of these allegations, they fail to answer the order to show cause
13 why Lane’s habeas petition should not be dismissed. Accordingly, this action is
14 DISMISSED without prejudice. If Lane wishes to reopen this action, he must file an
15 appropriate response to the Court’s order to show cause.

16 The Clerk shall enter judgment in favor of respondent and close the file.

17 **IT IS SO ORDERED.**

18 **Dated:** November 30, 2017



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WILLIAM H. ORRICK
United States District Judge